

APPENDIX D

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19 and OTTOMOTTO LLC

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

21 WAYMO LLC,
22 Plaintiff,
23 v.
24 UBER TECHNOLOGIES, INC.,
25 OTTOMOTTO LLC; OTTO TRUCKING
LLC,
26 Defendants.

Case No. 3:17-cv-00939-WHA

**DEFENDANTS UBER
TECHNOLOGIES, INC. AND
OTTOMOTTO LLC'S AMENDED FED.
R. CIV. P. 26(A)(3) WITNESS LIST**

Judge: The Honorable William Alsup

Trial Date: December 4, 2017

1 Defendants Uber Technologies, Inc. and Ottomotto LLC (“Uber”) hereby submit their
 2 witness list for trial, pursuant to Fed. R. Civ. P. 26(a)(3) and the Court’s Guidelines for Trial and
 3 Final Pretrial Conference in Civil Jury Cases.

4 Uber identifies the name, contact information, and substance of the testimony of each
 5 witness it expects to present or may present at trial, other than solely for impeachment. Pursuant
 6 to the Court’s Guidelines, non-cumulative testimony is identified below in *italics*.

7 **I. LIVE WITNESSES**

8 Uber expects to present live testimony from the following witnesses:

Witness	Contact Information	Substance of Trial Testimony
Boehmke, Scott	[Contact through counsel of record] Uber Technologies, Inc. Advanced Technologies Center 100 32nd St, Pittsburgh, PA 15201	<i>Mr. Boehmke is an engineering manager within Uber’s Advanced Technologies Group, responsible for hardware development and application in the self-driving vehicle project. He was previously a project engineer at Carnegie Mellon where he designed LiDAR and Radar sensors. He may testify regarding design and development of Defendant’s LiDAR, Defendant’s non-misappropriation of Waymo’s trade secrets; inspections pursuant to the Court’s provisional remedy order; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court’s provisional remedy order.</i>
Epstein, Michael	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Epstein is a product manager at Waymo. He is expected to testify regarding Waymo’s decision to enter the Transportation as a Service (“TaaS”) market, estimates and forecasts of the ride-sharing market and Waymo’s share of the ride-sharing market and Waymo’s business and strategic plans (and plans generally) for the ride-sharing market, including projections for revenue generation and profitability and including TaaS, and competition with Uber.</i>

1	Witness	Contact Information	Substance of Trial Testimony
2	Faulkner, Kevin	[Contact through counsel of record] Stroz Friedberg 32 Avenue of the Americas, Floor 4 New York, NY 10013 Phone: (212) 981-6540	<i>Mr. Faulkner is Managing Director at Stroz Friedberg and is an expert retained by Uber and Ottomotto to testify regarding the forensic examination of Uber-issued devices and data and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order. He will testify regarding the matters disclosed in his expert report of September 7, 2017.</i>
3	Friedberg, Eric	Stroz Friedberg 32 Avenue of the Americas, Floor 4 New York, NY 10013 Phone: (212) 981-6540	<i>Mr. Friedberg is a co-founder of Stroz Friedberg and currently serves as the co-President. He will testify regarding Stroz Friedberg's investigation and due diligence for Uber's potential acquisition of Ottomotto and Otto Trucking, LLC, including with respect to the deletion of the 14,000 downloaded files.</i>
4	Haslim, James	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	<i>Mr. Haslim is a senior engineering manager at Uber, responsible for the technical development of Uber's LiDAR sensors, and previously worked at Tyto. He may testify regarding design and development of Defendants' LiDAR; Defendants' non-misappropriation of Waymo's trade secrets; knowledge of Odin Wave LLC and Tyto LiDAR LLC; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.</i>

1	Witness	Contact Information	Substance of Trial Testimony
2	Kalanick, Travis	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	<i>Mr Kalanick is Uber's co-founder and former Chief Executive Officer. He may testify regarding Defendants' business model and strategy for autonomous vehicles; Defendants' non-misappropriation of Waymo's trade secrets; Uber's decision to acquire Ottomotto; steps taken by Defendants to prevent trade secrets from prior employers coming to Defendants; Defendants' autonomous vehicle program; March 11, 2016 meeting with Anthony Levandowski; knowledge of Waymo's discussions with Defendants regarding a partnership with Defendants in the self-driving vehicle/ride-sharing space; Defendants' employment of Anthony Levandowski; and Defendants' termination of Anthony Levandowski.</i>
12	Krafcik, John	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Krafcik is Waymo's Chief Executive Officer. He is expected to testify regarding development and operation of Waymo's autonomous vehicle program; Anthony Levandowski's departure from Waymo; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski; Waymo's business plans; knowledge of discussions with Defendants regarding a partnership with Defendants in the self-driving vehicle/ride-sharing space; and knowledge of the Project Chauffeur bonus program.</i>
21	Lebby, Michael	[Contact through counsel of record] [REDACTED] Email: lebby@usc.edu	<i>Dr. Lebby is an expert retained by Uber and Ottomotto to testify regarding non-misappropriation of Waymo's trade secrets. He will testify regarding the matters disclosed in his expert report of September 7, 2017.</i>

1	Witness	Contact Information	Substance of Trial Testimony
2	McManamon, Paul	[Contact through counsel of record] University of Dayton 300 College Park Fitz Hall Room 580Q Dayton, OH 45469 Phone: (937) 344-3921	<i>Dr. McManamon is an expert retained by Uber and Ottomotto to testify regarding non-misappropriation of Waymo's trade secrets. He will testify regarding the matters disclosed in his expert report of September 7, 2017, and his declaration of April 7, 2017.</i>
3	Meyhofer, Eric	[Contact through counsel of record] Uber Technologies, Inc. Advanced Technologies Center 100 32nd St Pittsburgh, PA 15201	<i>Mr. Meyhofer is Head of Uber's Advanced Technologies Group. He may testify regarding the design and development of Defendants' LiDAR; Defendants' autonomous vehicle program; Defendants' non-misappropriation of Waymo's trade secrets; Defendants' business model and strategy for autonomous vehicles; Uber's decision to acquire Ottomotto; termination of Anthony Levandowski; confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order; and steps taken by Defendants to prevent trade secrets from prior employers of Defendants' employees coming to Defendants.</i>
4	Nestinger, Stephen	345 Digital Drive Morgan Hill, CA 95037 Phone: (408) 465-2800 Contact through counsel: John V. Picone III, Esq. Hopkins & Carley The Letitia Building 70 South First Street San Jose CA 95113 Phone: (408) 286-9800 Email: jpicone@hopkinscarley.com	<i>Mr. Nestinger is Director of Mechanical Engineering at Velodyne. He is expected to testify regarding the technologies in LiDAR sensors that Velodyne has made or sold, including VLP-16, HDL-32E, HDL64E, Puck Hi-Res, and Puck Lite.</i>

1	Witness	Contact Information	Substance of Trial Testimony
2	Page, Larry	Alphabet Inc. 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Page is Google's co-founder and Chief Executive Officer of Google's parent company, Alphabet Inc.</i> He is expected to testify regarding development and operation of Waymo's autonomous vehicle program; Anthony Levandowski's departure from Waymo; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski; Waymo's business plans; knowledge of discussions with Defendants regarding a partnership with Defendants in the self-driving vehicle/ride-sharing space; and knowledge of the Project Chauffeur bonus program, and his concerns about competition from Uber and Anthony Levandowski.
12	Poetzscher, Cam	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	<i>Mr. Poetzscher is Uber's Vice President of Corporate Development.</i> He may testify regarding Defendants' non-misappropriation of Waymo's trade secrets; business of Otto Trucking LLC; Uber's decision to acquire Ottomotto; Uber's indemnification agreement with Ottomotto; Uber's meetings with Anthony Levandowski, Ottomotto and/or Otto Trucking before April 11, 2016; Stroz due diligence for the Uber/Ottomotto acquisition; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.

1	Witness	Contact Information	Substance of Trial Testimony
2	Ron, Lior	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	<i>Mr. Lior is Senior Director at OttoFreight, was a co-founder of Ottomotto, and previously worked at Google. He may testify regarding the nature of employment at Waymo and Defendants; Anthony Levandowski's departure from Waymo; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski; knowledge of the Project Chauffeur bonus program; steps taken by Defendants to prevent trade secrets from prior employers of Defendants' employees coming to Defendants; Defendants' non-misappropriation of Waymo's trade secrets; formation, purpose, and business of Otto Trucking LLC; formation, purpose, and business of Ottomotto; Ottomotto's decision to be acquired by Uber; March 11, 2016 meeting with Anthony Levandowski; Stroz due diligence for the Uber/Ottomotto acquisition; confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order; and design and development of Ottomotto's LiDAR.</i>
18	Sullivan, Stacy	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Ms. Sullivan is Vice President for People Operations and Chief Culture Officer at Google. She is expected to testify regarding communication with Larry Page regarding Anthony Levandowski, Mr. Levandowski's alleged recruitment of Waymo employees, the Chauffeur bonus plan, friction on the Chauffeur team, a meeting with Anthony Levandowski and Chelsea Bailey after Mr. Levandowski left Google, the competition for talent, investigation (or lack thereof) of personal devices of new Google employees, and Larry Page's concerns about competition from Anthony Levandowski.</i>

1	Witness	Contact Information	Substance of Trial Testimony
2	Urmson, Chris	[REDACTED]	Mr. Urmson was Waymo's former Chief Technology Officer. He is expected to testify regarding development and operation of Waymo's autonomous vehicle program; Anthony Levandowski's departure from Waymo; Waymo's employee policies concerning confidential and trade secret information; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski; and knowledge of the Project Chauffeur bonus program.
10	Zbrozek, Sasha	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Mr. Zbrozek is an electrical hardware engineer on Waymo's, and before that, Google's, self-driving car project. He is expected to testify regarding Waymo's measures to protect the security of Waymo's confidential documents, servers, and SVN repository; Waymo's employee policies concerning confidential and trade secret information; his development of instructions for logging into the SVN repository and the fact that following his instructions downloads the entire database; that the documents in that database are "low value" and that he was concerned that the lawyers were ascribing suspicion to Anthony Levandowski's alleged downloading; and his participation in Waymo's forensic investigation into alleged misappropriation of trade secrets.

21 Uber may present live testimony from the following witnesses:

22	Witness	Contact Information	Trial Testimony
23	Bailey, Chelsea	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	Ms. Bailey is a human resources business partner at Google[x]. She is expected to testify regarding Waymo's policies concerning confidential and trade secret information; Waymo employment and compensation issues; and the Project Chauffeur bonus program.

1	Witness	Contact Information	Trial Testimony
2	Bares, John	[Contact through counsel of record] Uber Technologies, Inc. Advanced Technologies Center 100 32nd St, Pittsburgh, PA 15201	<i>Mr. Bares is the former Operations Director at Uber's Advanced Technologies Group.</i> He may testify regarding design and development of Defendants' LiDAR; Defendants' autonomous vehicle program; Defendants' non-misappropriation of Waymo's trade secrets; Defendants' business model and strategy for autonomous vehicles; Uber's decision to acquire Ottomotto; steps taken by Defendants to prevent trade secrets from prior employers of Defendants' employees coming to Defendants; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.
12	Bratic, Walter	[Contact through counsel of record] OverMont 3737 Buffalo Speedway Suite 1600 Houston, Texas 77098 Phone: (713) 403-3307 Email: walter.bratic@whitleypenn.com	<i>Mr. Bratic is an expert retained by Uber and Ottomotto to testify regarding damages. He will testify regarding the matters disclosed in his expert report of September 7, 2017.</i>
18	Brin, Sergey	Alphabet Inc. 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Brin is a co-founder of Google and President of Google's parent company, Alphabet Inc.</i> He is expected to testify regarding development and operation of Waymo's autonomous vehicle program; Anthony Levandowski's departure from Waymo; Waymo's policies surrounding side projects and side businesses; and knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski.

1 Witness	2 Contact Information	3 Trial Testimony
4 Brown, Gary	5 Waymo LLC 6 1600 Amphitheatre Parkway 7 Mountain View, CA 94043	8 <i>Mr. Brown is a Forensics Security Engineer at Google.</i> He is expected to testify about Waymo's first awareness of alleged trade secret misappropriation; Waymo's forensic investigation into alleged misappropriation of trade secret misappropriation, including the conclusions drawn from that investigation; and Waymo's measures to protect the security of Waymo's confidential documents, servers, and SVN repository.
9 Burnette, Don	10 [Contact through counsel of record] 11 Uber Technologies, Inc. 12 1455 Market Street, Floor 4 San Francisco, CA 94103	13 <i>Mr. Burnette is a technical lead for software at Uber, and previously worked at Google prior to co-founding Otto.</i> He may testify regarding the nature of employment at Waymo and Defendants; Defendants' non-misappropriation of Waymo's trade secrets; formation, purpose, and business of Ottomotto; Ottomotto's decision to be acquired by Defendants; Development and operation of Waymo's autonomous vehicle program; Anthony Levandowski's departure from Waymo; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses; knowledge of the Project Chauffeur bonus program; Stroz due diligence for the Uber/Ottomotto acquisition; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.
22 Chu, Dan	23 Waymo LLC 24 1600 Amphitheatre Parkway 25 Mountain View, CA 94043	26 <i>Mr. Chu is Director of Product at Waymo.</i> He is expected to testify regarding estimates and forecasts of the ride-sharing market and Waymo's share of the ride-sharing market and Waymo's business and strategic plans (and plans generally) for the ride-sharing market, including projections for revenue generation and profitability and including Transportation as a Service (TaaS), and the creation of documents that analyzed competition with Uber.

1	Witness	Contact Information	Trial Testimony
2	Dolgov, Dmitri	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Dolgov is Vice President of Engineering at Waymo. He is expected to testify regarding design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski; and knowledge of the Project Chauffeur bonus program.</i>
3	Droz, Pierre-Yves	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Droz is Principal Hardware Engineer at Waymo, serving as technical lead on Waymo's LiDAR project since its inception. He is expected to testify about Waymo's employee policies concerning confidential and trade secret information, including with respect to hardware; the design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; whether and to what extent the allegedly misappropriated files contain Waymo's alleged trade secrets; Waymo's awareness of the extent to which each of the alleged Waymo trade secrets selected for trial other than trade secret 25, or elements thereof, are known or practiced outside of Waymo; and Waymo's knowledge of Odin Wave.</i>
4	Fidric, Bernard	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Fidric is a hardware engineer at Waymo. He is expected to testify regarding design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets and Waymo's employee policies concerning confidential and trade secret information.</i>

1 Witness	2 Contact Information	3 Trial Testimony
4 French, Paul	5 465 California Street 6 Suite 1400 7 San Francisco, CA 94104 8 Phone: 415-321-8206 9 Email: paul@discovia.com	10 <i>Mr. French is an expert retained by Waymo to testify regarding: (1) the forensic examination of Uber-issued devices and data and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order and (2) Waymo's forensic investigation of Anthony Levandowski, Radu Raduta, and Sameer Kshirsagar and Waymo's methods to protect its confidential information and intellectual property (including trade secrets). He is expected to testify regarding the matters disclosed in his two expert reports of September 14, 2017.</i>
11 Fulginiti, Mary	12 c/o Melanie M. Blunschi 13 Latham & Watkins LLP 14 505 Montgomery Street 15 Suite 2000 16 San Francisco, California 94111 (415) 391-0600	17 <i>Ms. Fulginiti was a managing director at Stroz Friedberg. She will testify regarding Stroz Friedberg's investigation and due diligence for Uber's potential acquisition of Ottomotto and Otto Trucking, LLC, including with respect to the deletion of the 14,000 downloaded files.</i>
18 Gardner, John	19 c/o Rogers Joseph O'Donnell 20 311 California Street, 10th 21 Floor 22 San Francisco, CA	23 <i>Mr. Gardner is an attorney at Donahue Fitzgerald. He is expected to testify regarding representation of Anthony Levandowski; knowledge of Odin Wave LLC, Tyto LiDAR LLC, and Sandstone Group LLC; and Stroz due diligence for the Uber/Ottomotto acquisition.</i>
24 Gassend, Blaise	25 Waymo LLC 26 1600 Amphitheatre Parkway 27 Mountain View, CA 94043	28 <i>Mr. Gassend is a software engineer at Waymo. He is expected to testify regarding design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets and Waymo's employee policies concerning confidential and trade secret information.</i>

1	Witness	Contact Information	Trial Testimony
2	Grossman, William	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Grossman is a mechanical engineer at Waymo. He is expected to testify regarding Waymo's knowledge of Defendants' LiDAR design; Waymo's employee policies concerning confidential and trade secret information; and Waymo's receipt of correspondence containing Defendants' LiDAR design.</i>
3	Gruver, Dan	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	<i>Mr. Gruver is a senior program manager at Uber, responsible for sensing systems for self-driving vehicle, and was formerly employed by Google. He may testify regarding the design and development of Defendants' LiDAR; Defendants' non-misappropriation of Waymo's trade secrets; nature of employment at Waymo; Waymo's employee policies concerning confidential and trade secret information, including with respect to hardware; knowledge of the Project Chauffeur bonus program; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.</i>
4	Gudjunsson, Kristinn	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Gudjunsson is Manager of Digital Forensics and Incident Management at Google. He is expected to testify regarding Waymo's measures to protect the security of Waymo's confidential documents, servers, and SVN repository; Waymo's employee policies concerning confidential and trade secret information; and Waymo's forensic investigation into alleged misappropriation of trade secret misappropriation, including his role in the investigation and the conclusions drawn from that investigation.</i>

1	Witness	Contact Information	Trial Testimony
2	Hesselink, Lambertus	Spilker Building, Room 301 Stanford University Stanford, California 94305 Phone: 415-269-7102 Email: Bert@kaos.stanford.edu	<i>Dr. Hesselink is an expert retained by Waymo to testify regarding Defendants' alleged misappropriation of Waymo's trade secrets. He is expected to testify regarding the matters disclosed in his expert reports of August 24, 2017, and September 14, 2017, and his declaration of September 5, 2017.</i>
3	Holden, Jeff	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	<i>Mr. Holden is Chief Product Officer at Uber, responsible for product development. He may testify regarding defendants' business model and strategy for autonomous vehicles; Defendants' autonomous vehicle program; Uber's decision to acquire Ottomotto; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.</i>
4	Ingram, Ben	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Ingram is a systems engineer at Waymo. He is expected to testify regarding the design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; Waymo's employee policies concerning confidential and trade secret information; and Waymo's awareness of the extent to which alleged Waymo trade secret 25, or elements thereof, is known or practiced outside of Waymo.</i>
5	Janosko, Michael	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Janosko is a Security Engineering Manager at Google. He is expected to testify regarding Waymo's measures to protect the security of Waymo's confidential documents, servers, and SVN repository and Waymo's employee policies concerning confidential and trade secret information.</i>

1	Witness	Contact Information	Trial Testimony
2	Juelsgaard, Soren	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	<i>Mr. Juelshaard is a senior engineer at Uber and previously worked at 510 Systems. He may testify regarding Stroz due diligence for the Uber/Ottomotto acquisition; Defendants' non-misappropriation of Waymo's trade secrets; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.</i>
3	Kim, Rudy	Morrison & Foerster LLP 755 Page Mill Road Palo Alto, CA 94304 Phone: (650) 813-5600	<i>Mr. Kim is a partner at Morrison & Foerster LLP. He may testify regarding the intellectual property due diligence for the Uber/Ottomotto acquisition and inspection pursuant to the Court's provisional remedy order.</i>
4	Kintz, Gregory	[REDACTED]	<i>Mr. Kintz is an expert retained by Waymo to testify regarding Defendants' alleged misappropriation of Waymo's trade secrets. He is expected to testify regarding the matters disclosed in his declarations of March 10, 2017, and April 21, 2017.</i>

1	Witness	Contact Information	Trial Testimony
2	Levandowski, Anthony	Contact through counsel: Ismail Ramsey or Miles Ehrlich Ramsey & Ehrlich LLP 803 Hearst Avenue Berkeley, CA 94710	<i>Mr. Levandowski was former Vice President of Engineering at Uber, co-founder of Ottomotto, and founder of 510 Systems. He was also formerly employed by Waymo. He is expected to testify regarding the nature of his employment at Waymo and Defendants; design and development of Defendants' LiDAR; Defendants' autonomous vehicle program; Defendants' non-misappropriation of Waymo's trade secrets; business of Otto Trucking LLC; knowledge of Odin Wave LLC and Tyto LiDAR LLC; Waymo's employee policies concerning confidential and trade secret information, including with respect to hardware; knowledge of the Project Chauffeur bonus program; March 11, 2016 meeting with Anthony Levandowski; and Stroz due diligence for the Uber/Ottomotto acquisition.</i>
3	Linaval, Asheem	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	<i>Mr. Linaval is an electrical engineer at Uber and previously worked at 510 Systems, Google, Odin Wave, and Tyto. He may testify regarding Defendants' autonomous vehicle program and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.</i>
4	McCann, William	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. McCann is a mechanical engineer at Waymo. He is expected to testify regarding design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets; and Waymo's employee policies concerning confidential and trade secret information.</i>
5	Medford, Ron	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Medford is Waymo's Director for Safety. He is expected to testify regarding safety assessments, public policy, and regulatory work relating to autonomous vehicles, and involvement in safety-related matters.</i>

1	Witness	Contact Information	Trial Testimony
2	Morgan, Rhian	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	<i>Ms. Rhian is the Team Engagement Coordinator at Uber and was formerly the human resources lead at Ottomotto. She may testify regarding hiring and onboarding process for Uber and Ottomotto, including hiring agreements; steps taken by Defendants to prevent trade secrets from prior employers of Defendants' employees coming to Defendants; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.</i>
3	Morriss, Zachary	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Morriss is a mechanical engineer at Waymo and previously worked at Anthony's Robots. He is expected to testify regarding Waymo's employee policies concerning confidential and trade secret information; and the design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets.</i>
4	Padilla, Angela	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	<i>Ms. Padilla is Associate General Counsel for Litigation and Employment at Uber. She may testify regarding the termination of Anthony Levandowski; Stroz due diligence for the Uber/Ottomotto acquisition; confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order; and Anthony Levandowski's claim that he downloaded and retained alleged misappropriated materials to facilitate bonus payment(s) from Waymo.</i>
5	Palomar, Matthew	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	<i>Mr. Palomar is a hardware engineer at Uber and was previously an engineer at Tyto. He may testify regarding the design and development of Defendants' LiDAR; Defendants' non-misappropriation of Waymo's trade secrets; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.</i>

1 Witness	2 Contact Information	3 Trial Testimony
4 Pennecot, Gaetan	5 [Contact through counsel of record] 6 Uber Technologies, Inc. 7 1455 Market Street, Floor 4 8 San Francisco, CA 94103	9 <i>Mr. Pennecot is a hardware engineer at Uber. He formerly worked as a hardware engineer at 510 Systems and Google. He may testify regarding the design and development of Defendants' LiDAR; Defendants'</i> 10 non-misappropriation of Waymo's trade secrets; nature of employment at Waymo; Waymo's employee policies concerning confidential and trade secret information, including with respect to hardware; knowledge of the Project Chauffeur bonus program; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.
11 Qi, Nina	12 [Contact through counsel of record] 13 Uber Technologies, Inc. 14 1455 Market Street, Floor 4 15 San Francisco, CA 94103	16 <i>Ms. Qi is the former Senior Manager of Corporate Development at Uber. She may testify regarding defendants' non- misappropriation of Waymo's trade secrets; business of Otto Trucking LLC; Uber's decision to acquire Ottomotto; March 11, 2016 meeting with Anthony Levandowski; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.</i>
17 Sebern, Colin	18 [Contact through counsel of record] 19 Uber Technologies, Inc. 20 1455 Market Street, Floor 4 21 San Francisco, CA 94103	22 <i>Mr. Sebern works on vehicle-building and calibration at Uber and previously worked at Ottomotto and Google. He may testify regarding Stroz due diligence for the Uber/Ottomotto acquisition; Defendants' non- misappropriation of Waymo's trade secrets; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.</i>
23 Stojanowski, Ognen	24 [Contact through counsel of record] 25 Uber Technologies, Inc. 26 1455 Market Street, Floor 4 27 San Francisco, CA 94103	28 <i>Mr. Stojanowski is Head of Policy and Government Relations at Uber. He may testify regarding knowledge of Odin Wave LLC, Tyto LiDAR LLC, and Sandstone Group LLC, and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.</i>

1	Witness	Contact Information	Trial Testimony
2	Suhr, Justin	[Contact through counsel of record] Uber Technologies, Inc. 1455 Market Street, Floor 4 San Francisco, CA 94103	<i>Mr. Suhr is a Legal Director at Uber, specializing in employment issues. He may testify regarding Stroz due diligence for the Uber/Ottomotto acquisition; Uber's decision to acquire Ottomotto and structure of the acquisition; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.</i>
7	Tate, Eric	Morrison & Foerster LLP 425 Market Street San Francisco, CA 94105 Phone: (415) 268-7000	<i>Mr. Tate is a partner at Morrison & Foerster LLP. He may testify regarding the Stroz due diligence for the Uber/Ottomotto acquisition* and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.</i>
12	Thrun, Sebastian	[REDACTED] Contact through counsel: Christopher B. Hockett Davis Polk & Wardwell LLP 1600 El Camino Real Menlo Park, CA 94025 Phone: (650) 752-2009 Email: chris.hockett@davispolk.com	<i>Mr. Thrun is Chief Executive Officer of Kitty Hawk Corporation and formerly head of Waymo and Google[x]. He is expected to testify regarding development and operation of Waymo's autonomous vehicle program; Anthony Levandowski's departure from Waymo; Waymo's employee policies concerning confidential and trade secret information; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski; knowledge of the Project Chauffeur bonus program, and his introduction of Travis Kalanick to Mr. Levandowski.</i>
21	Ulrich, Drew	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Ulrich is a mechanical engineer at Waymo, and previously work at 510 Systems. He is expected to testify regarding Waymo's employee policies concerning confidential and trade secret information and the design, development, and operation of Waymo's LiDAR systems and self-driving car project.</i>

1	Witness	Contact Information	Trial Testimony
2	Wachter, Luke	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Wachter is a software engineer at Waymo and previously worked at 510 Systems.</i> He is expected to testify regarding the design, development, and operation of Waymo's LiDAR systems, self-driving car project, and purported trade secrets and Waymo's employee policies concerning confidential and trade secret information.
7	Willis, Tim	Waymo LLC 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Willis is Head of Global Supply at Waymo.</i> He is expected to testify regarding Waymo's supply chain operations and Waymo's employee policies concerning confidential and trade secret information.

11 Uber reserves the right to call any witness identified by Waymo. The above descriptions
 12 are not intended to cover every possible topic or sub-topic on which these witnesses may testify
 13 and are made without prejudice to Uber eliciting other testimony, including without limitation
 14 testimony regarding matters addressed during the deposition of a given witness.

15 **II. DEPOSITION TESTIMONY**

16 Uber reserves the right to present the deposition testimony of Waymo's managing agents
 17 and 30(b)(6) designees (i.e., Gary Brown, Pierre-Yves Droz, Dmitri Dolgov, Michael Xing,
 18 Joanne Chin, David Lawee, Jennifer Haroon, Ben Ingram, and Aslan (Shawn) Bananzadeh), in
 19 addition to or in lieu of their live testimony. Uber also reserves the right to present the deposition
 20 testimony of any witnesses listed above to the extent permitted by Federal Rule of Civil
 21 Procedure 32.

22 Uber may present testimony from the following additional witnesses by deposition:

1	Witness	Contact Information	Trial Testimony
2	Bares, John	[Contact through counsel of record] Uber Technologies, Inc. Advanced Technologies Center 100 32nd St, Pittsburgh, PA 15201	Mr. Bares is the former Operations Director at Uber's Advanced Technologies Group. Uber may present his deposition testimony regarding design and development of Defendants' LiDAR; Defendants' autonomous vehicle program; Defendants' non-misappropriation of Waymo's trade secrets; Defendants' business model and strategy for autonomous vehicles; Uber's decision to acquire Ottomotto; steps taken by Defendants to prevent trade secrets from prior employers of Defendants' employees coming to Defendants; and confirmation of the absence of evidence of trade secret misappropriation through and during compliance with the Court's provisional remedy order.
12	Brin, Sergey	Alphabet Inc. 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Brin is a co-founder of Google and President of Google's parent company, Alphabet Inc.</i> Uber may present his deposition testimony regarding development and operation of Waymo's autonomous vehicle program; Anthony Levandowski's departure from Waymo; Waymo's policies surrounding side projects and side businesses; and knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski.
20	Drummond, David	Alphabet Inc. 1600 Amphitheatre Parkway Mountain View, CA 94043	<i>Mr. Drummond is Senior Vice President of Corporate Development at Alphabet Inc., Google's parent company, and previously served on Uber's board of directors while employed by Alphabet Inc.</i> Uber may present his deposition testimony regarding Waymo's knowledge of Defendants' autonomous vehicle program; knowledge of Waymo's discussions with Defendants regarding a partnership with Defendants in the self-driving vehicle/ride-sharing space.

1 Witness	2 Contact Information	3 Trial Testimony
4 Page, Larry	5 Alphabet Inc. 6 1600 Amphitheatre 7 Parkway 8 Mountain View, CA 94043	9 <i>Mr. Page is Google's co-founder and</i> <i>10 Chief Executive Officer of Google's parent</i> <i>11 company, Alphabet Inc.</i> 12 Uber may present his deposition testimony regarding development and operation of Waymo's autonomous vehicle program; Anthony Levandowski's departure from Waymo; Waymo's policies surrounding side projects and side businesses; knowledge of Waymo employee involvement in side projects and side businesses, including that of Anthony Levandowski; Waymo's business plans; knowledge of discussions with Defendants regarding a partnership with Defendants in the self-driving vehicle/ride-sharing space; and knowledge of the Project Chauffeur bonus program, and his concerns about competition from Uber and Anthony Levandowski.

13 Uber reserves the right to designate testimony from any witness identified by Waymo.
 14 The above descriptions are not intended to cover every possible topic or sub-topic on which Uber
 15 may offer deposition excerpts and are made without prejudice to Uber offering other testimony.

17 Dated: November 17, 2017

MORRISON & FOERSTER LLP

19 By: /s/ Arturo J. González
 20 ARTURO J. GONZÁLEZ

21 Attorneys for Defendants
 22 UBER TECHNOLOGIES, INC.
 23 and OTTOMOTTO LLC